

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
BLUEFIELD DIVISION**

**JAMES E. GRAHAM II; DENNIS ADKINS;
ROGER WRISTON; and DAVID B. POLK;
on behalf of themselves and
others similarly situated; and
UNITED MINE WORKERS OF AMERICA
INTERNATIONAL UNION,**

Plaintiffs,

v.

CIVIL ACTION NO. 1:19-cv-00597

**JUSTICE ENERGY CO. INC.;
KEYSTONE SERVICE INDUSTRIES, INC.;
BLUESTONE COAL CORPORATION;
DOUBLE-BONUS COAL CO.; and
SOUTHERN COAL CORPORATION,**

Defendants.

JOINT STATUS REPORT

On June 19, 2020, the parties in the above-captioned case filed a “Joint Status Report.” In that Report, the parties represented to the Court that most, if not all, claims for unpaid medical bills had been informally resolved. The parties asked for additional time to allow counsel for the Plaintiffs to contact all of the Plaintiffs in this matter by mail regarding the status of their claims. The parties agreed to provide the Court with another status report by July 24, 2020.

Without waiving any claims or defenses, the parties believe that this informal process continues to bear fruit and the parties have continued to make progress in resolving claims.

Plaintiffs’ counsel forwarded several possible outstanding claims to Defendants for review and payment. Defendants are currently assessing those claims and the parties are discussing what actions should be taken to resolve them. The parties respectfully request additional time up to and

including August 28, 2020 to conduct that assessment and address issues that arise. The parties will submit another status report no later than August 28, 2020

Dated: July 24, 2020

Respectfully Submitted,

/s/ Kevin F. Fagan

Kevin F. Fagan, Esquire - WVS No. 5216
United Mine Workers of America
18354 Quantico Gateway Drive, Suite 200
Triangle, Virginia 22172
(703) 291-2425
(703) 291-2448 (fax)
kfagan@umwa.org

Timothy J. Baker – Pro Hac Vice

United Mine Workers of America
18354 Quantico Gateway Drive
Triangle, VA 22172
(703) 291-2418
(703) 291-2448 (fax)
tjbaker@umwa.org

Counsel for Plaintiffs

/s/ Chris Schroeck

Chris Schroeck, Esq. (WV Bar #13686)
302 S. Jefferson Street
Roanoke, VA 24011
Phone: (540) 492-4080, x211
Cellular: (540) 986-5354
Fax: (540) 301-1370
chris.schroeck@bluestone-coal.com

Counsel for Defendants